

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA  
Case No. 16-cv-352 (DSD/SER)

Fredrick Dewayne Hines,

Plaintiff,

v.

**ORDER**

Tom Roy, et al.,

Defendants.

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This matter comes before the court on the report and recommendation of Magistrate Judge Steven E. Rau. No objections to the R&R were filed within the time period permitted. Accordingly, **IT IS HEREBY ORDERED** that:

1. The R&R [ECF No. 123] is adopted in its entirety;
2. The motion to dismiss [ECF No. 38] is granted;
3. The motion for leave to file an amended complaint [ECF No. 47] is denied;
4. The motion to file amended complaint pursuant to Fed. R. Civ. P. 15(a) [ECF No. 50] is denied;
5. The motion to dismiss [ECF No. 97] is granted; and
6. This action is dismissed without prejudice.

**LET JUDGMENT BE ENTERED ACCORDINGLY.**

Dated: December 7, 2016

s/David S. Doty  
David S. Doty  
United States District Judge